

REMARKS

Claims 1-20 are pending. No new matter has been added.

The Office Action provisionally rejects claims 1 through 20 under the judicially created doctrine of obviousness-type double patenting over claims 1 and 13 of co-pending Application Serial No. 10/557,967. Applicants respectfully acknowledge the assertion of the provisional rejection and will take the appropriate course of action upon allowance of claimed subject matter in the present application or in the co-pending application.

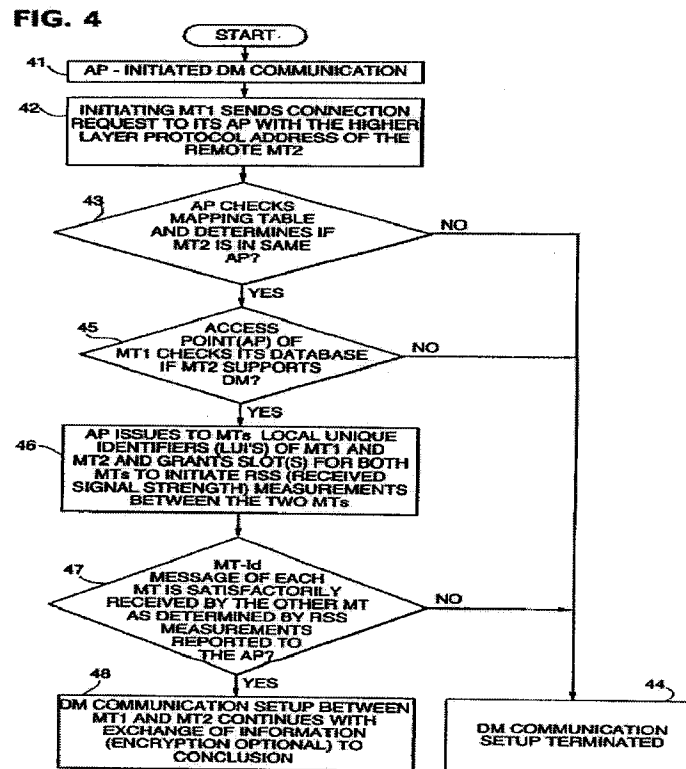
The Office Action rejects claims 1-20 under 35 U.S.C. 102(e) as being anticipated by Wellig (U.S. Patent No. 6,580,704). Applicants respectfully assert that Wellig fails to disclose or suggest the features of claims 1-11 that if one of the mobile terminals is in a prompt mode, sending a prompt to the mobile terminal in the prompt mode, along with information about financial incentives for using P2P communication services if the P2P communication can be established and the features of claims 12-20 of sending information about financial incentives for using P2P communication services to at least one of the mobile terminals if the P2P communication can be established.

Wellig discloses a direct mode communication method between two mobile terminals in access point controlled wireless LAN systems. The Wellig method requires:

- establishing that an initiating MT and a remote MT are associated to the same AP;
- establishing that the remote MT supports a DM operation feature;
- sending, by the AP, address identifiers of the initiating and remote MTs to the remote and initiating MTs, respectively; and
- sending, to the AP, RSS measurements performed by the initiating and remote MTs of MT identifying messages sent to

them by the remote and initiating MTs, respectively. (Wellig Abstract)

Wellig describes the exchange of local unique identifiers in step 46 and received signal strength (RSS) information in step 47 as shown in FIG. 4:



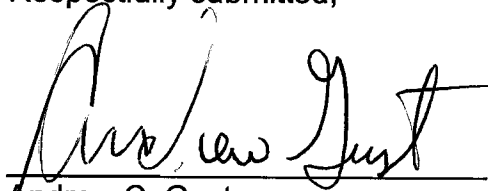
However, Wellig does not disclose, nor suggest, that if one of the mobile terminals is in a prompt mode, sending a prompt to the mobile terminal in the prompt mode, along with information about financial incentives for using P2P communication services if the P2P communication can be established as described in claims 1-11 and the features of claims 12-20 of sending information about financial incentives for using P2P

communication services to at least one of the mobile terminals if the P2P communication can be established.

Accordingly, for at least the above-described reasons, withdrawal of the rejections is respectfully requested. Favorable consideration and early issuance of the Notice of Allowance are respectfully requested.

Respectfully submitted,

Dated: 1/22/07

A handwritten signature in black ink, appearing to read "Andrew Gust", written over a horizontal line.

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